

**REMARKS**

Claim 5 is amended to remove the word "the" before the word "order" in order to resolve a lack of antecedent basis rejection raised for that claim in the March 7, 2007 Office Action. The amendment to claim 5 is being presented after filing a Notice of Appeal, but prior to filing a supporting Appeal Brief. Therefore, the amendment should be entered under 37 C.F.R. §41.33 and M.P.E.P. §1206(I) because this amendment complies with a requirement of form expressly set forth in the Office Action (i.e., resolves the asserted lack of antecedent basis issue) and it presents the rejected claim 5 in better form for consideration on appeal.

The rejections raised in the March 7, 2007 Office Action will be addressed in the Appeal Brief that is forthcoming in support of the Notice of Appeal.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 08-2025, under Order No. 200210236-1 from which the undersigned is authorized to draw.

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).
Dated: July 26, 2007
Signature: <u>Donna Forbit</u> (Donna Forbit)

Respectfully submitted,

By Jody C. Bishop  
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